



JAMES C. KIRKPATRICK
STATE INFORMATION CENTER
(573) 751-4936

JOHN R. ASHCROFT
SECRETARY OF STATE
STATE OF MISSOURI

ELECTIONS DIVISION
(573) 751-2301

April 27, 2021

The Honorable Nicole Galloway
State Auditor
State Capitol Building
Jefferson City, MO 65101

RE: Petition approval request from Austin Shaffer regarding a proposed constitutional amendment to Article XXX (2022-026)

Dear Auditor Galloway:

Enclosed please find an initiative petition sample sheet for a proposal to amend the Missouri Constitution filed by Austin Shaffer on April 27, 2021.

We are referring the enclosed petition sample sheet to you for the purposes of preparing a fiscal note and fiscal note summary as required by Section 116.332, RSMo. Section 116.175.2, RSMo requires the state auditor to forward the fiscal note and fiscal note summary to the attorney general within twenty days of receipt of the petition sample sheet.

Thank you for your immediate consideration of this request.

Sincerely,

A handwritten signature in black ink, appearing to read "John R. Ashcroft", written in a cursive style.

John R. Ashcroft

cc: Hon. Eric S. Schmitt
Sheri Hoffman
Trish Vincent

Be it resolved by the people of the state of Missouri that the Constitution be amended:

so that it establishes election integrity procedures to (a) prevent attempts to fraudulently influence Missouri's elections, and (b) instill confidence in Missouri voters in the reported results of its elections.

Article XXX.

Sec. 1. Prohibited Election Conduct

(a) No voting machine may be utilized in any election to count or calculate votes. All votes shall be counted by hand by the judgment of the human eye. All counting shall occur by two persons.

(b) Any differences or uncertainties in counting by the two shall only be resolved by an individual approved and appointed in advance of the election by the state legislature.

(c) Mail in ballots shall be prohibited, except when requested by a voter in advance and after showing state-issued photo identification or a state-issued driver's license.

(d) All internet connectivity shall be discontinued at any polling place during the entire time votes are cast and counted. In addition, all persons serving in any capacity at a polling location, except observers, shall from the time of poll closing until the vote has been finally and publicly reported check in their cell phones so the counting occurs without the potential bias of any electronic sources of information of vote totals from other locations.

(e) Local law enforcement officials shall prohibit the delivery of boxes of any kind at a polling place from the time the polls are first open for voting until after all votes have been counted and reported.

Sec. 2. Registration Requirements

All registration to vote shall occur on or before 14 days prior to an election day. Such registration shall require the registering voter to show valid state-issued photo identification or a valid state-issued driver's license. No identification or driver's license which has expired shall be valid.

Sec. 3. Election Observer and Reporting Requirements

(a) No early voting shall be permitted more than two weeks before election day. All mail in ballots must be received two days before election day. Otherwise, they shall not be counted. Mail in balloting cannot be permitted to delay the announcement of full election totals within four hours after the poll's closing.

(b) All voters in all elections shall be required to show valid state-issued photo identification or a valid state-issued driver's license. No identification or driver's license which has expired shall be valid.

(c) All observers in a polling station shall be located within five feet of any station they desire to observe. Observers inside a polling station shall also be permitted to photograph any or all activities they desire. Private citizens outside a polling station shall be permitted to photograph

any and all activity they desire and shall be free from any liability of any kind for such photographing. All photographing shall be understood to include and allow video-taping and the recording of sound and voice.

(d) All ballots shall be counted only at and reported only from the place where the votes are cast.

(e) Under no condition shall the counting of votes be stopped between the time that a poll has closed and four hours thereafter unless completed.

(f) All votes shall be counted and reported within four hours of the time voting has closed. No votes being reported thereafter shall be valid.

(g) All vote totals shall be reported from all locations on the following basis: (a) by 11:59 p.m. of the night before the election (relating to early voting and mail in ballots); (b) at one hour after the scheduled polling closing time; (c) at two hours after the scheduled polling closing time; (d) at three hours after the scheduled polling closing time; and, finally, (e) at four hours after the scheduled polling closing time.

Sec. 4. Legislative Election Authority

(a) The legislature of the state shall have authority in elections for president and vice president of the United States to adjust or void any vote totals it determines appropriate. It may also ignore any vote totals and exercise its right to appoint electors as specified under the United States Constitution.

(b) Any alleged violation of state election law may be remedied by a complaint filed with the state legislature, who shall promptly according to its own procedures review, receive evidence, and make a final ruling on the same.

Sec. 5. Inspection Rights

All registration material, election-related computer files and data bases, and actual ballots cast shall remain available for inspection by representatives of any state party, the legislature, the courts, and any group of 1,000 or more requesting registered voters, for 120 days after the election.

Sec. 6. Election Crimes

(a) Any person (a) voting twice or more times in a single election, or (b) voting on behalf of a deceased person, or (c) voting using another person's name, or (d) voting who is not a United States citizen shall be guilty of treason against the state.

(b) Election officials denying any right to observers to an election shall be guilty of a Class III felony.

(c) Any person who resets or erases any election files or data bases, or destroys or misplaces any ballots prior to the end of the 120-day inspection period shall be guilty of a Class III felony.

(d) Any polling supervisor who fails to report partial and final results on the schedule shall be guilty of a Class III felony.

(e) Any ballot counter who intentionally, with a lack of good faith, causes ballots to be adjudicated shall be guilty of a Class III felony.